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Request for Continued Examination (RCE) Transmittal

Address to:
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/049,876
Filing Date	June 7, 2002
First Named Inventor	William F. AFTOORA
Art Unit	1761
Examiner Name	Drew E. Becker
Attorney Docket Number	WFA-1400

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. Other _____
- b. Enclosed
- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
- ii. Affidavit(s)/Declaration(s) iv. Other _____
2. **Miscellaneous**
- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Other _____
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-3275. I have enclosed a duplicate copy of this sheet.
- i. RCE fee required under 37 CFR 1.17(e)
- ii. Extension of time fee (37 CFR 1.136 and 1.17)
- iii. Other _____
- b. Checks in the amount of \$ 395.00 and 60.00 are enclosed.
- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Salvatore A. Sidoti</i>	Date	8-1-05
Name (Print/Type)	Salvatore A. Sidoti, Esq.	Registration No.	43,921

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Laura A. Rife</i>	Date	8-1-05
Name (Print/Type)	Laura A. Rife		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William F. AFTOORA Docket No.: WFA-1400
Serial No: 10/049,876 Examiner: DREW BECKER
Filed: June 7, 2002 Art Unit.: 1761
Title: Flavored Solid Form Food Product and Method of Preparation

**MAIL STOP RCE
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Laura A. Rahn _____ Laura A. Rahn _____ 8-1-05
(type or print name of person signing paper) (signature of person mailing paper) (date)

SUBMISSION UNDER 37 C.F.R. §1.114

To the Honorable Commissioner for Patents:

I. INTRODUCTORY COMMENTS

Applicant, through his undersigned attorneys, hereby respectfully responds to the Office Action mailed March 30, 2005 pursuant to the accompanying Request for Continued Examination.

The Request for Continued Examination includes a Petition under 37 C.F.R. §1.136(a) for a One Month Extension of Time. The fee for the Petition for the One Month Extension of Time, under 37 C.F.R. §1.17(a)(1) in the amount of \$60.00 is included in the total fees submitted herewith.

Amendments to Claims/Claims Listing begins on page 2 of this paper.

Remarks begin on page 9 of this paper.